

Plaintiff
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Case No. 01-1246C
Amended Complaint

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OCT 15 2001

AT SEATTLE
CLERK U.S. DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
DEPUTY

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON

ANTHONY EUGENE LEWIS
(Name of Plaintiff)

vs.

CIVIL RIGHTS COMPLAINT
BY A PRISONER UNDER 42
U.S.C. § 1983

Seattle Police dept employees

William Grogan #6394 - Unit 432 / Robert Belshay #6460 - Unit 432

Sergeant L. #4950 / Det. Will Cravens #5285 - Unit 753

Columbia Housing 7343 ML King Jr Wy S Seattle Washington
(Names of Defendants)

I. Previous Lawsuits:

A. Have you brought any other lawsuits in any federal court in the United States while a prisoner:

☒ Yes ☐ No

B. If your answer to A is yes, how many?: 3 Describe the lawsuit in the space below. (If there is more than one lawsuit, describe the additional lawsuits on another piece of paper using the same outline.)

1. Parties to this previous lawsuit:

Plaintiff ANTHONY E. LEWIS

Defendants CLADAM Bay Civic Serv

1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28 29 30 31 32 33 34 35 36 37 38 39 40 41 42 43 44 45 46 47 48 49 50 51 52 53 54 55 56 57 58 59 60 61 62 63 64 65 66 67 68 69 70 71 72 73 74 75 76 77 78 79 80 81 82 83 84 85 86 87 88 89 90 91 92 93 94 95 96 97 98 99 100

1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28 29 30 31 32 33 34 35 36 37 38 39 40 41 42 43 44 45 46 47 48 49 50 51 52 53 54 55 56 57 58 59 60 61 62 63 64 65 66 67 68 69 70 71 72 73 74 75 76 77 78 79 80 81 82 83 84 85 86 87 88 89 90 91 92 93 94 95 96 97 98 99 100

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2. Court (give name of District)

EASTERN / WESTERN DISTRICT3. Docket Number NOT AVAILABLE4. Name of judge to whom case was assigned NOT AVAILABLE

5. Disposition (For example: Was the case dismissed as frivolous or for failure to state a claim? Was it appealed? Is it still pending?)

Dismissed without prejudice6. Approximate date of filing lawsuit NOT AVAILABLE7. Approximate date of disposition NOT AVAILABLEII. Place of Present Confinement: King County Jail 500 5TH AVE, SEATTLE, WASH, 98101A. Is there a prisoner grievance procedure available at this institution? ☒ Yes ☐ No

B. Have you filed any grievances concerning the facts relating to this complaint?

☐ Yes ☒ NoIf your answer is NO, explain why not the issue does not involve KCJ

C. Is the grievance process completed?

☐ Yes ☐ NoIf your answer is YES, ATTACH A COPY OF THE FINAL GRIEVANCE
RESOLUTION for any grievance concerning facts relating to this case.

III. Parties to this Complaint

A. Name of Plaintiff: ANTHONY E. LEE Inmate No.: 20015710Address: King County Jail, 500 5TH AVE SEATTLE, WASH, 98101

(In Item B below, place the full name of the defendant, his/her official position, and his/her place of employment. Use item C for the names, positions and places of employment of any additional defendants. Attach additional sheets if necessary.)

B. Defendant King County / City of Seattle; official position _____;
place of employment State of Washington

C. Additional defendants king county prosecutors office

IV. Statement of Claim

(State here as briefly as possible the facts of your case. Describe how each defendant is involved, including dates, places, and other persons involved. Do not give any legal arguments or cite any cases or statutes. If you allege a number of related claims, number and set forth each claim in a separate paragraph. Attach additional sheets if necessary.)

V. Relief

(State briefly exactly what you want the court to do for you. Make no legal arguments. Cite no cases or statutes.)

Plaintiff seeks the court to Order return of plaintiffs vehicle & belongings within 240 plaintiff vehicle from the day plaintiffs vehicle was seized on 9-18-00 & if by unfortunate injury harmed plaintiff relief from mismanagement by fault on behalf of ANY OR ALL defendant listed in part with plaintiff's complaint for failure to produce plaintiffs vehicle. Plaintiff seeks the court then to Order plaintiff to receive punitive damages in the amount that plaintiff would be willing to entertain settlement proposals, if plaintiff thought that a settlement in this case would address the problems that plaintiff identified as basis of plaintiff's action & would prevent the recurrence of such action in the future.

I declare under penalty of perjury that the foregoing is true and correct.

Signed this 3 day of OCTOBER, 2001

Plaintiff's Signature
(Signature of Plaintiff)

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On 9-18-00 Plaintiff's 1978 Biege Cadillac coupe de ville (641-LHH) (V-I-N. #6D4758Q16211) was legally parked facing west on the 1700 Block S. Angeline. Plaintiff's vehicle was officially seized by on scene Seattle police dept. Officers (William Guyer #6394 - unit 432) (Robert Belshay #6460 - unit 432) (Sergeant Liggins, L #4950, for seizure by Columbia towing agency for transport to the S-P-D processing room at 2203 Airport Wy S., for fingerprints S-P-D, vehicle report was personally filled out by (William Guyer #6394 unit 432) from his own court testimony during Plaintiff's trial, in which he filled out a vehicle report on Plaintiff's car as (vehicle) (used) by suspect in two burglaries in the 1700 block of S. Angeline St & the reason for hold was for ^{Detectives/investigation/suspect} (fingerprints) & when asked by defense attorney Kim EXE from Society Counsel representing accused persons (S-P-D) ^{on 9-27-01} Questioned officer Guyer whether or not anything of evidentiary value was taken from the vehicle (Plaintiff's vehicle) officer Guyer answered under oath as a Seattle police officer, for the city of Seattle, King County state of Washington, answered (correctly) when Kim EXE asked him (You didn't remove anything from the vehicle or place anything into evidence there, is that correct?) Officer Guyer #6394 - unit 432 answered correct.

Officer Guyer also wrote in his own police report 9/18/00 (I followed Columbia towing to the processing lot where the vehicle was secured.)

Officer (Robert Belshay #6460 - unit 432) wrote from his own police report 9/18/00 states (I along with my partner (William Guyer #6394 - unit 432) followed the suspect's vehicle as it was towed to the S-P-D processing room at 2203 Airport Wy S. officer Belshay list his name on vehicle report in support as investigating officer for transport of vehicle.

Sgt. Liggins, L. #4950 - unit 423, wrote from his own report 9/18/00 Officer Guyer also pointed to a yellow Cadillac which was parked just west of & across the street from 1735 S. Angeline St. He informed me that this vehicle was possibly suspect Lewis' vehicle. I took a photo of the vehicle. Sgt. Liggins is the approving officer for Columbia towing to seize Plaintiff's vehicle.

Det. Will Cravens (5284 - unit 763), officially working for the Seattle police Dept, for the city of Seattle, King County state of Washington, received the case for review & for additional follow up investigation from 9-18-00 & from a S-P-D report 9-18-00 states (Det. Cravens responded to the Columbia tow lot & (examined) the suspect veh. further more (1+3)

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Det. Cravens, own testimony during ~~trial~~ 6-27-01, when interviewed by defense attorney Andy Simons from Public Defenders Association; Det. Cravens stated he (found no evidence of any stolen property) in Plaintiff's 1978 Breeze coupe de ville (041-LHH) (V-I-N# 6D4758Q1211) who's entire role was to investigate suspects vehicle & authorize its release. My civil rights complaint is based upon fact, that Seattle police employees, the King County prosecutors office and Columbia, towing, AS A whole commit a seizure of Plaintiff's car, as well, in conjunction acting together under prosecutorial authority, for the City of Seattle, King County & State of Washington color of law, failure to officially supply Plaintiff or a typed notice of a return of property letter of disposition, of Plaintiff's car, personally to me the defendant Anthony E. Lewis, as well as the plaintiff filing this civil rights complaint Anthony E. Lewis, who has been here in King County Jail facility, 500 5th Ave, Seattle, WASH, 98104, since my arrest ⁹⁻¹⁸⁻⁰⁰ & seizure and/or forfeiture of my vehicle, through Columbia towing, AS instrumentalities used to facilitate commission of crime. Or the same disposition letter to my assigned attorneys of record at any time, who were each appointed counsel at separate time being 1st Todd Greuwilbagen / 2nd Kim EXE & 3rd Andy Simons, in order to notify any one of those counsel, that upon finding no evidentiary stolen property in Plaintiff's vehicle, the vehicle was subject to seizure & return of Plaintiff's car pending the outcome of investigation for the initial reason for the Seattle police investigators & Columbia towing, seizure of Plaintiff's vehicle for King County prosecutors office to prosecute AS evidence. I was not substantially & procedurally afforded state seizure & forfeiture due process, by Seattle police employees, King County prosecutors office nor Columbia towing, by letter knowing how long Plaintiff's car would be held for investigation, nor was I personally provided a notice of letter concerning the completion of Plaintiff's car being investigated, or, disposition of forfeiture of Plaintiff's car, or, to be allowed return of Plaintiff's car due to the investigation being complete after taking finger print & upon finding no evidentiary stolen property in Plaintiff's car. AS the reason for Plaintiff's car being seized & held on hold by Columbia towing, for Seattle police investigators & King County prosecutors office for evidence, & authorization for release. AS of the filing of this claim since 9-18-00, the disposition of Plaintiff's car, Plaintiff's vehicle, Plaintiff's car is being held under prosecutorial authority by the Seattle police (2-3)

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Defendant King county prosecuting office to prosecute as evidence against plaintiff, as vehicle alleged used in a commission of a crime. In fact plaintiff's car is no longer being held under investigation, Plaintiff was not personally notified upon the disposition of plaintiff car being released from investigation & where intact plaintiff car has been released or further being kept or returned to plaintiff Anthony L. LEWIS, being plaintiff is the sole register licensed owner, currently in King county Jail facility, since 9-18-00.

Plaintiff personally purchased the car with 75000 miles as a second owner for \$2700 from an Aurora Acura Cadillac dealership, Plaintiff had dual exhaust installed upon the car. A Buckle's muffler & exhaust for \$500, located across from midway drive in, on pac highway, Plaintiff had installed a \$2000 stereo & car alarm system at car toys on 1st highway.

Inside Plaintiff car was a total of 500 CD's totaling \$4000 in value, along with various clothes belonging to Plaintiff who lived at the time within the vehicle and all plaintiff belonging of value of everything owned, such as receipts, family pictures & records dating the origin of Plaintiff family generation before Plaintiff birth, along with Plaintiff wallet & birth certificate, I'd a total of \$2500.

The Seattle police detectives & King county prosecuting office, taking responsibility from 9-18-00 seizing plaintiff vehicle protecting not only the vehicle itself but everything on & within the vehicle as well, & to the date of this claim are still liable for protecting not only plaintiff vehicle & plaintiff civil rights for return ownership of vehicle, once the investigation is complete, Plaintiff alleges being violated to receive substantive or procedural due process concerning the proper seizure & forfeiture of Plaintiff 1978 Cadillac coupe de vill, by defendants.

The (city of Seattle) (King County) (state of Washington) each in title serves as a jurisdiction to protect plaintiff 5th and 14th Amendment constitutional rights from being deprived due process of law, arising from Seattle police detectives, King county prosecutors office & Columbia towing, acting under prosecutive jurisdiction & conduct on behalf of the state of Washington city of Seattle & King County, Washington policy under the seizure & forfeiture statute.



Seattle
Police
Department

VEHICLE REPORT

REPORT: <input type="checkbox"/> THEFT <input type="checkbox"/> ATT. THEFT <input type="checkbox"/> STOLEN RECOV. <input checked="" type="checkbox"/> IMPOUND		OF: <input checked="" type="checkbox"/> VEHICLE <input type="checkbox"/> ONE LIC. PLATE <input type="checkbox"/> TWO LIC. PLATES <input type="checkbox"/> LICENSE TAB(S)		DISPOSITION: <input checked="" type="checkbox"/> PROCESSING ROOM <input type="checkbox"/> TOW LOT <input type="checkbox"/> LEFT AT SCENE <input type="checkbox"/> RETURNED TO OWNER		DATE AND TIME REPORTED 9/13/00 1220		INCIDENT NUMBER 00-437752	
LICENSE NUMBER 641 LHH		STATE WA		REGISTRATION YEAR 1/2000		TAB NUMBER		NON SPD NUMBER/AGENCY	
VEH. YEAR 1978		VEH. MAKE Cadillac		MODEL Dev CP		VEHICLE IDENTIFICATION OR MOTORCYCLE FRAME NUMBER 6D4758Q168211		COMPLAINANT IDENTIFICATION <input type="checkbox"/> OK TO DISCLOSE <input type="checkbox"/> DO NOT DISCLOSE <input checked="" type="checkbox"/> NOT DISCUSSED	
ARREST? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO <input type="checkbox"/> AUTO THEFT <input checked="" type="checkbox"/> OTHER CRIME BURGLARY									
IDENTIFYING CHARACTERISTICS									
DATE & TIME OF THEFT				ADDRESS OF THEFT				CENSUS 104	
VEHICLE/PLATE(S) TAKEN FROM: <input type="checkbox"/> ALLEY <input type="checkbox"/> STREET <input type="checkbox"/> DRIVEWAY <input type="checkbox"/> CARPORT <input type="checkbox"/> PRIVATE GARAGE <input type="checkbox"/> PUBLIC GARAGE <input type="checkbox"/> PARKING LOT				VEHICLE/PLATE(S) TAKEN FROM: <input type="checkbox"/> CAR SALES LOT <input type="checkbox"/> OTHER				SECTOR/BEAT R3	
REPORTED BY SPD ON VIEW				ADDRESS				RES. PHONE	
REGISTERED OWNER Lewis, Anthony E				1900 23rd AV S. Seattle, WA				BUS. PHONE	
LEGAL OWNER OR LIEN HOLDER SAINI									
INSURED WITH								PHONE	
PREVIOUS OWNER (IF LESS THAN 6 MONTHS SINCE PURCHASE)								RES. PHONE	
IS DIVORCE OR SEPARATION IN PROGRESS? <input type="checkbox"/> YES <input type="checkbox"/> NO				PAYMENTS OVERDUE? <input type="checkbox"/> YES <input type="checkbox"/> NO		DOORS LOCKED? <input type="checkbox"/> YES <input type="checkbox"/> NO		KEYS IN IGNITION? <input type="checkbox"/> YES <input type="checkbox"/> NO	
								IGNITION LOCKED? <input type="checkbox"/> YES <input type="checkbox"/> NO	
SUMMARY OF THEFT AND/OR RECOVERY (INCLUDE DESCRIPTION OF PERSONAL PROPERTY IN VEH. AT TIME OF INCIDENT AND EST. VALUE. USE CONTINUATION SHEET IF NEEDED) Vehicle used as suspect in two Burglaries in the 1700 Block of S. Angeline St.									
SUSPECT NAME Lewis, Anthony E									
RACE B		SEX M		DOB 10-27-69		HEIGHT 508		WEIGHT 160	
BUILD MUSC		COMPL DRK		HAIR BLK		EYES BRN			
ADDRESS 1900 23 AV S				CHARGE BURGLARY					
DATE & TIME OF RECOVERY/IMPOUND 9/13/00 1300				ADDRESS OF RECOVERY/IMPOUND 1700 Block S. Angeline St.				CENSUS 104	
SECTOR/BEAT R3									
HOLD FOR INVESTIGATION AND RELEASE BY: Burglary Detectives				REASON FOR HOLD/INVESTIGATION Suspects vehicle - FINGERPRINT					
CONDITION OF RECOVERY/IMPOUND? <input type="checkbox"/> DAMAGED <input checked="" type="checkbox"/> UNDAIMAGED				STRIPPED OF: <input type="checkbox"/> VIN <input type="checkbox"/> PLATE <input type="checkbox"/> TRANSMISSION <input type="checkbox"/> WHEELS <input type="checkbox"/> ENGINE <input type="checkbox"/> OTHER				PLATE INFORMATION: <input type="checkbox"/> ONE LIC. PLATE MISSING <input type="checkbox"/> TWO LIC. PLATES MISSING	
HOW STARTED? (BE SPECIFIC)									
AUTO ACCESSORIES REMOVED: <input type="checkbox"/> TAPE/CD <input type="checkbox"/> CAR PHONE <input type="checkbox"/> OTHER:				UNKNOWN <input type="checkbox"/> RADIO <input type="checkbox"/> TRUNK DAMAGED BY IMPOUNDING OFFICER? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO				PROPERTY REMOVED FROM VEHICLE AND PLACED IN EVIDENCE? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	
NOTICE OF IMPOUND GIVEN TO: COLUMBIA				ADDRESS/PHONE				INITIALS	
NAME & ADDRESS OF STORAGE LOCATION				OWNER NOTIFIED OF RECOVERY BY: SERIAL NO. DATE & TIME:					
OWNER AUTHORIZED IMPOUND? <input type="checkbox"/> YES <input type="checkbox"/> NO		TIME IMPOUND REQUESTED 1250		TIME TOW TRUCK ARRIVED 1300		SIGNATURE OF TOW TRUCK DRIVER [Signature]			
DATA CENTER USE ONLY WACS		ITEMENT-MOD-CLR-RVW		D:		T:		S:	
INVESTIGATION OFFICER B. Gayer		SERIAL UNIT 6394 432		INVESTIGATION OFFICER B. Beletsky		SERIAL UNIT 6460 432		APPROVING OFFICER [Signature]	

INCIDENT NUMBER
00-437752



ABANDON HOUSE

